



General Assembly

Substitute Bill No. 5203

February Session, 2012

* ____HB05203LAB__030712__ *

**AN ACT CONCERNING MUNICIPAL COLLECTIVE BARGAINING
ARBITRATION AND THE APPOINTMENT OF ARBITRATORS TO THE
ARBITRATION PANEL.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (b) of section 7-473c of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *January 1, 2013*):

4 (b) (1) If neither the municipal employer nor the municipal
5 employee organization has requested the arbitration services of the
6 State Board of Mediation and Arbitration (A) within one hundred
7 eighty days after the certification or recognition of a newly certified or
8 recognized municipal employee organization required to commence
9 negotiations pursuant to section 7-473a, or (B) within thirty days after
10 the expiration of the current collective bargaining agreement, or within
11 thirty days after the specified date for implementation of reopener
12 provisions in an existing collective bargaining agreement, or within
13 thirty days after the date the parties to an existing collective bargaining
14 agreement commence negotiations to revise said agreement on any
15 matter affecting wages, hours, and other conditions of employment,
16 said board shall notify the municipal employer and municipal
17 employee organization that one hundred eighty days have passed
18 since the certification or recognition of the newly certified or
19 recognized municipal employee organization, or that thirty days have

20 passed since the specified date for implementation of reopener
21 provisions in an existing agreement, or the date the parties
22 commenced negotiations to revise an existing agreement on any matter
23 affecting wages, hours and other conditions of employment or the
24 expiration of such collective bargaining agreement and that binding
25 and final arbitration is now imposed on them, provided written
26 notification of such imposition shall be sent by registered mail or
27 certified mail, return receipt requested, to each party.

28 (2) Within ten days [of receipt of] after the parties receive the
29 written notification required pursuant to subdivision (1) of this
30 subsection, the chief executive officer of the municipal employer and
31 the executive head of the municipal employee organization each shall
32 select one member of the arbitration panel. Within five days of their
33 appointment, the [two members of the arbitration panel] State Board of
34 Mediation and Arbitration shall select a third member, who shall be
35 (A) an impartial representative of the interests of the public in general,
36 (B) a resident of the state, and (C) and who shall be selected at random
37 from the panel of neutral arbitrators appointed pursuant to subsection
38 (a) of this section. Such third member shall be the chairperson of the
39 panel.

40 (3) In the event that the municipal employer or the municipal
41 employee organization have not selected their respective members of
42 the arbitration panel, [or the two members of the panel have not
43 selected the third member,] the State Board of Mediation and
44 Arbitration shall appoint such members as are needed to complete the
45 panel, provided (A) the member or members so appointed are
46 residents of this state, and (B) the [selection of the third member of the
47 panel by the State Board of Mediation and Arbitration] member or
48 members shall be [made] selected at random from among the members
49 of the panel of neutral arbitrators appointed pursuant to subsection (a)
50 of this section.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>January 1, 2013</i>	7-473c(b)
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LAB *Joint Favorable Subst.*